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A M E N D E D

NO. 71655

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office SEP 07 2004

Returned to applicant for correction OCT 04 2004

Corrected application filed FEB 01 2005

Map filed FEB 01 2005

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The applicant **NYE COUNTY** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **UNDERGROUND**

2. The amount of water applied for is **5.0** second-feet

(a) If stored in reservoir give number of acre-feet

3. The water to be used for **QUASI-MUNICIPAL**

4. If use is for:

(a) Irrigation, state number of acres to be irrigated **N/A**

(b) Stockwater, state number and kinds of animals to be watered **N/A**

(c) Other use (describe fully under No. 12. "Remarks")

(d) Power:

(1) Horsepower developed **N/A**

(2) Point of return of water to stream **N/A**

5. The water is to be diverted from its source at the following point **SW¼ SE¼ Sec. 25, T.9S, R.50E., M.D.B. & M., (unsurveyed land), or at a point which bears N. 52° 50' 08" W., a distance of 71,959.20 feet from the found monument AA-1.**

6. Place of Use **SW¼ SE¼ Sec. 25, T.9S, R.50E., M.D.B. & M., (unsurveyed land).**

7. Use will begin about **JANUARY 1** and end about **DECEMBER 31** of each year.

8. Description of proposed works **DRILLED WELL WITH PUMP AND MOTOR AND PIPELINE**

9. Estimated cost of works **\$200.000**

10. Estimated time required to construct works **1 YEAR**

11. Estimated time required to complete the application of water to beneficial use **1 YEAR**

12. Remarks: **INITIAL ACTIVITIES WILL INCLUDE TO MONITORING AND TESTING OF APPROPRIATE SCOPE AND DURATION, AND IF WATER IS OF SUITABLE QUALITY AND QUANTITY, CHANGE IN PLACE OF USE TO THE TOWNS OF AMARGOSA VALLEY OR PAHRUMP (BASIN 230 OR 162 -, IE...INTER BASIN TRANSFER) WILL BE SOUGHT**

71655

By s/ Maryellen C Giampaoli  
MARYELLEN C. GIAMPAOLI Agent  
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Compared aem/sam

Protested 4/8/05 by US DOE NAT. NUC. SEC. Admin.; 4/8/05 by USDI Park Service;

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DENIAL OF STATE ENGINEER

The protests are upheld in part and this application is hereby denied on the grounds that its approval would threaten to prove detrimental to the public interest. No ruling is made on the remaining protest issues.

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of August, A.D. 2006.

Tracy Taylor, P.E.  
State Engineer